

Department of Permits and Development Management
111 West Chesapeake Avenue
Towson, Maryland 21204

In the Matter of

Heather Louise Holbrook
71 Torque Way
Baltimore MD 21220

Applicant

FINDINGS OF FACT AND CONCLUSIONS OF LAW
FINAL ORDER OF THE CODE ENFORCEMENT HEARING OFFICER

This matter came before the Code Enforcement Hearing Officer for the Department of Permits and Development Management on July 28, 2009, for a Hearing on a decision to renew or grant a Baltimore County taxicab license to the Applicant listed above. Pursuant to County Code Sections 21-17-103 and 21-17-208, the Hearing Officer has been designated by the Director of the Department to conduct this Hearing.

The following persons appeared for the Hearing and testified: the Applicant, Heather Louise Holbrook and, Karen Lewis, Supervisor for the Baltimore County Office of Miscellaneous Permits and Licenses.

After proper consideration of all the evidence and testimony presented, the Hearing Officer finds:

A. Applicant Heather Holbrook has been driving on a temporary taxicab driver's license since early June 2010. Based on a review of her criminal offense record, the Department has deferred her application to this Hearing Officer to determine whether a taxicab license should be issued.

B. Applicant Holbrook has a satisfactory driving record, with no points currently assessed on her license and with minor violations. There have been no driving violations since a minor speeding infraction in 2006. She does have a criminal record, with multiple cases involving possession of controlled dangerous substances-not marijuana. The most recent case was in January 2010, for which Applicant Holbrook was put on probation for drug and theft convictions.

C. Applicant Holbrook testified that she is driving a cab for Arrow Cab and that she enjoys the work, and particularly enjoys picking up elderly clients and assisting them with their groceries. She testified that she is complying with all her probation requirements including frequent drug testing, attending NA meetings at least three times a week, and seeing a psychiatrist. She is raising her 8 year old son. She provided letters of recommendation from two neighbors, Curtis Cody and Thomas A. Pope; both neighbors confirm the information provided and state that she is working hard in her recovery and that she can be trusted to perform this work.

D. Applicant Holbrook has complied with all application requirements. While her history of drug use is a significant concern, she has no history of violent offenses, and she is currently complying with all probation requirements and has passed her physical examination. Based on the evidence presented, she is competent to hold this license.

IT IS ORDERED THAT Heather Holbrook's request for a Baltimore County Taxicab Driver's License is GRANTED, subject to all applicable federal, state and local laws and regulations.

ORDERED this 29th day of July 2010.

Signed: ORIGINAL SIGNED
Margaret Z. Ferguson
Baltimore County Hearing Officer

NOTICE TO APPLICANT: The Applicant is advised that pursuant to Section 21-17-209 of the Baltimore County Code, a license applicant whose application has been refused or a licensee whose license has been suspended or revoked may appeal the decision of the Director to the Board of Appeals within 10 days after refusal, suspension, or revocation of the license. Any such appeal requires the filing of a petition setting forth the grounds for appeal and payment of a filing fee of \$100.00.